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**NOTICE OF PUBLIC MEETING  
OF THE  
NICS TASK FORCE  
OF THE  
ARIZONA CRIMINAL JUSTICE COMMISSION  
AND  
AGENDA**

Pursuant to A.R.S § 38-431.02, notice is hereby given to the members of the **NICS Task Force** of the Arizona Criminal Justice Commission and to the general public that the **NICS Task Force** will hold a meeting open to the public on **Tuesday, July 17, 2018** beginning at **9:30 a.m.** at the **Little America Hotel – Ponderosa Room, 2515 East Butler Ave., Flagstaff, AZ 86004**. Individuals may attend in person.

Pursuant to the Americans with Disabilities Act (ADA), the Arizona Criminal Justice Commission endeavors to ensure the accessibility of its meetings to all persons with disabilities. Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, by contacting the Commission Office at (602) 364-1146. Requests should be made as early as possible to allow time to arrange the accommodation.

Agenda for the meeting is as follows:



# TASK FORCE MEETING AGENDA

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## FLAGSTAFF, ARIZONA

### JULY 17, 2018

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#### **OVERALL ARIZONA NICS IMPROVEMENT ACT PURPOSE STATEMENT**

On January 8, 2011, a horrific act of violence committed in Tucson left six people dead and 14 injured, including former United States Representatives Gabrielle Giffords and Ron Barber. The shooter suffering from mental health and substance abuse issues exhibited observable behaviors prior to the shooting. Arizona stakeholders, led by the Arizona Criminal Justice Commission (ACJC), had been working to address the issue of improving records submitted to the National Instant Criminal Background Check System (NICS), and this horrific event was a catalyst for Arizona policy makers to dedicate additional attention to the improvement to mental health and criminal history information reporting to NICS.

In March 2013, the Arizona NICS Task Force published the Arizona NICS Act Reporting Improvement Plan with a total of 30 Recommendations. Since the release, nine additional recommendations were provided by the Commission and have been adopted by the Task Force. Progress continues on all NICS Categories, focused on legislation and agency policy changes that will greatly enhance reporting to NICS. Legislation on Category 5 passed in both the Arizona House and Senate and HB2322 was signed into law by Governor Jan Brewer on April 30, 2014. SB1373 authorizing notification of a mental health determination to law enforcement was signed into law by Governor Doug Ducey on May 1, 2015. House Bill 2154, simplifying Failure to Appear statutes and clarifying fingerprinting protocols, was signed into law by Governor Ducey on April 5, 2016. House Bill 2249, automating and redesigning the Order of Protection/Injunction Against Harassment process, was signed in law by Governor Ducey on April 17, 2018.

#### **GOALS**

1. Review of Accomplishments, Action Steps and Performance Measures,
2. Review and Discuss Existing ACJC Projects,
3. Identify Vulnerabilities in Reporting,
4. Examine Barriers and Discuss Solutions, and;
5. Facilitate Discussion on New Project Recommendations.

# ARIZONA NICS RECORDS IMPROVEMENT PROJECT



**TUESDAY, JULY 17, 2017**

**Little America Hotel, Ponderosa Room  
2515 East Butler Avenue, Flagstaff, Arizona**

TIME	SUBJECT	REC
9:30 AM	<b>WELCOME/ADMINISTRATIVE/AGENDA</b>	
	<b>Marc Peoples – ACJC Systems Improvement Manager</b>	
	<ul style="list-style-type: none"> <li>• Introductions</li> <li>• Agenda</li> <li>• Commission Updates</li> <li>• Grant Status</li> </ul>	
9:45 AM	<b>ARIZONA NICS TASK FORCE (2012-2017)</b>	
	<ul style="list-style-type: none"> <li>• Recommendations – NICS Category</li> <li>• Performance Measures</li> <li>• Accomplishments</li> </ul>	
10:00 AM	<b>FBI NICS</b>	
	<b>Teresa Henderson – FBI NICS Representative</b>	
	<ul style="list-style-type: none"> <li>• Fix NICS Act Impact</li> <li>• User Group Meeting – August 2018 – Pittsburgh, PA</li> </ul>	
10:30 AM	<b>BREAK</b>	
10:45 AM	<b>PROJECT BRIEFINGS - TOPIC DISCUSSIONS</b>	
	<b>JUVENILE FELONY DELINQUENT</b> <ul style="list-style-type: none"> <li>• AOC to NICS</li> <li>• Restoration - Removal</li> </ul>	1.4
	<b>INVOLUNTARY COMMITMENT FOR DRUG TREATMENT</b> <ul style="list-style-type: none"> <li>• No Statutory Authority</li> </ul>	4.1
	<b>FUGITIVE FROM JUSTICE</b> <ul style="list-style-type: none"> <li>• State Definition in Prohibited Possessor (ARS 13-3101)</li> <li>• Conflict with CCW Requirement and ARS</li> <li>• ACIC to NICS Indices at State Prohibitor</li> <li>• ACIC/NCIC Active Felony Warrants Process Discussion</li> </ul>	3.2
	<b>FDR/ADRS/MISSING DISPOSITIONS</b> <ul style="list-style-type: none"> <li>• Top Ten – Path to Resolution</li> <li>• Sunset FDR – Paper to Automation</li> <li>• Simplified Segmented Approach – Open Disposition Expiration</li> <li>• HB 2154 (2016)</li> </ul>	1.2
	<b>FELONY CONVICTIONS TO NICS</b> <ul style="list-style-type: none"> <li>• AOC Status Report – Michele Gillich</li> </ul>	1.4

# ARIZONA NICS RECORDS IMPROVEMENT PROJECT



TIME	SUBJECT	REC
	<b>CONDITIONS OF RELEASE</b> <ul style="list-style-type: none"> <li>• Conditions of Release Analysis</li> <li>• AOC to NCIC Supervised Release Files</li> <li>• AOC to NICS</li> </ul>	2.4
<b>12:00 PM</b>	<b>LUNCH</b>	
<b>1:00 PM</b>	<b>ORDER OF PROTECTION/INJUNCTION AGAINST HARASSMENT PROJECT</b> <ul style="list-style-type: none"> <li>• HB 2249</li> <li>• Incidental Contact – Next Steps – August Meeting</li> </ul>	6.4
	<b>E-WARRANT</b> <ul style="list-style-type: none"> <li>• Operational in Glendale</li> <li>• JWI Agencies</li> </ul>	3.1
	<b>ADULT PROBATION</b> <ul style="list-style-type: none"> <li>• Completed – Public Access Integration</li> <li>• Risk Assessment – Public Safety Score</li> </ul>	1.3
	<b>MOBILE FINGERPRINTING</b> <ul style="list-style-type: none"> <li>• Mobile Fingerprinting Update</li> <li>• Phase I - Complete</li> </ul>	1.6
	<b>LIVE SCAN REPLACEMENT</b> <ul style="list-style-type: none"> <li>• Live Scan Update</li> </ul>	1.6
<b>2:30 PM</b>	<b>WHAT HAVE WE MISSED – NEW PROJECTS</b>	
<b>2:45 PM</b>	<b>FUTURE PLAN – OCTOBER 2018 MEETING AGENDA ITEMS</b>  <div style="text-align: center;"> <b>Anthony Coulson – NTH Consulting</b>  <b>Marc Peoples – ACJC Systems Improvement</b> </div>	
<b>2:55 PM</b>	Those wishing to address the NICS Task Force need not request permission in advance. Action taken as a result of public comment will be limited to directing staff to study the matter or rescheduling the matter for further consideration and decision at a later date.	
<b>3:00 PM</b>	<b>MEETING CLOSED</b>	
<b>NEXT MEETING IS IN PHOENIX ON OCTOBER 16, 2018</b>		

A copy of the agenda background material provided to NICS Task Force members is available for public inspection at the Arizona Criminal Justice Commission Office, 1110 West Washington, Suite 230, Phoenix, Arizona 85007, (602) 364-1146. This document is available in alternative formats by contacting the Commission Office.